

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

August 19, 2002

**01-AFC-1**

CALIF ENERGY COMMISSION

Scott Busa  
FPL Energy  
PO Box 14000  
Juno Beach, FL 33408-0420**AUG 22 2002****RECEIVED IN DOCKETS**

Subject: FPL Energy – Rio Linda/Elverta Power Project DOC Cancellation

Dear Mr. Busa:

On April 11, 2001, the District determined that FPL's application was complete. Under the District regulations, the District must take final action on a permit application within 180-days from the date we find an application complete. Because FPL had not submitted sufficient information to permit an approval of the permit, the District agreed on October 5, 2001 to extend the 180-day period rather than deny the permit. Prior to the extension, FPL indicated that the data requested by the District would be submitted in a timely manner (i.e. a couple of months). Those data requests were never submitted. On July 29, 2002, the District granted FPL one last opportunity to submit the required information and issued a deadline of August 16, 2002. Since the requested information has still not been submitted, effective August 17, 2002 the District finds that a Determination of Compliance/Authority to Construct can not be issued and is hereby canceling your application and notifying the CEC in accordance with Rule 202, Section 420.6.

If you have any questions, please call me at 916-874-4856.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brian F. Krebs".

BRIAN F. KREBS  
Program Coordinator

Cc Lance Shaw, CEC

PROOF OF SERVICE (REVISED \_\_\_\_\_) FILED WITH

ORIGINAL MAILED FROM SACRAMENTO ON 8.22.02 *ef*